

DEPARTMENT OF THE NAVY NAVAL JUSTICE SCHOOL 360 ELLIOT STREET NEWPORT, RI 02841-1523

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NAVJUSTSCOLNOTE 1504

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NAVJUSTSCOL NOTICE 1504

From: Commanding Officer, Naval Justice School

Subj: FISCAL YEAR 2022 JUDGE ADVOCATE AND LEGALMAN CAREER

CONTINUUM TRAINING REQUIREMENTS

Ref: (a) JAGINST 1500.4B

(b) JAG/CNLSCINST 1500.2 (series)

(c) JAG/CNLSCINST 5817.2 (series

(d) JAGINST 3300.1 (series)

(e) JAGINST 1150.3 (series)

(f) JAGINST 5814.2 (series)

(g) JAGINST 5813.4 (series)

(h) JAGINST 1500.2 (series)

(i) JAGINST 1440.1 (series)

Encl: (1) Judge Advocate Career Continuum Training Requirements

- (2) Legalman Career Continuum Training Requirements
- (3) Abbreviations
- 1. <u>Purpose</u>. To promulgate the Fiscal Year 2022 (FY22) Judge Advocate (JA) and Legalman (LN) Career Continuum Training Requirements per reference (a) and support training concepts noted in references (b) through (j).
- 2. <u>Discussion</u>. Enclosures (1) through (3) are provided by this notice. The goal of the JA and LN training program is to ensure career-long professional development, maintenance of professional qualifications and continuing readiness to deliver the highest quality legal services. These career training requirements are separated by rank/grade and by the type of billet the JA or LN is serving or will be serving in. This plan recognizes that training requirements for JAs and LN should change as their time in service increases. All JAs and LN will receive training based on stages of development along a career continuum or by the specific requirements of a billet-type. In addition to enclosures (1) through (3), NJS in support of the Special Assistant for Training (SAT) will maintain tracking of various continuum categories along with all available training, indicating which courses are required.
- 3. <u>Points of Contact</u>. For policy questions or recommendations for future improvement, the Naval Justice School point of contact is: Mr. William Moore; <u>william.l.moore4.civ@us.navy.mil</u>; 401-841-3800 ext 129.

4. <u>Records Management</u>. Records created as a result of this notice, regardless of media and format, must be managed per Secretary of the Navy Manual 5210.1 of September 2019.

S. D. COOPER

Releasability and distribution:

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JUDGE ADVOCATE (JA) CAREER CONTINUUM TRAINING REQUIREMENTS

- 1. <u>Leadership Development Continuum Required Training</u>. Specific training requirements are assigned based on rank and/or Navy Legal Service Command (NLSC) billet type.
- a. Naval Justice School (NJS) Basic Lawyer Course (BLC). All judge advocates (JAs) must complete this course. Basic leadership and professional development topics are introduced at BLC in addition to substantive legal training.
- b. Navy Leadership and Ethics Center (NLEC) Division Officer Leadership Course (DIVOLC). Prior to JAs beginning their initial tour, they are required to attend this course. For FY22, DIVOLC will continue to be sequenced immediately following BLC.
- c. Judge Advocate Professional Development and Training (JAPDT) Program. All JAs in their initial tour must complete professional development standards (i.e., practical knowledge, skill, and practical application factors), professional military education, and practice area rotations in military justice, command services, and legal assistance. JAPDT is typically conducted during the first 24 months after graduation from the BLC.
- d. NLSC Prospective Department Head (P-DH) Course. All JAs assigned as a NLSC department head are encouraged to attend this one-week course to prepare them to be successful mid-level leaders and unit managers. Assistant department heads may attend as funding is available and at the discretion of NLSC leadership.
- e. NJS Professional Development and Training Officer (PDTO) Course. All JAs assigned as a NLSC PDTO in a dedicated billet shall attend this four-day course to prepare them to serve in these roles and share best practices and lessons learned. Collateral duty PDTOs are strongly encouraged to attend this course.
- f. NLEC Intermediate Leadership Course (ILC). All JAs selected for promotion to O-4 shall attend this course within three years of selection.
- g. NLEC Senior Leader Course (SLC). All JAs selected for promotion to O-5 shall attend within three years of selection.
- h. NLEC Prospective Commanding Officer and Executive Officer (PCO/PXO) Course. All JAs detailed as a NLSC CO or XO shall attend this course.
- i. NLSC P-TRIAD course. All JAs detailed as a NLSC CO, XO, Officer-in-Charge (OIC), or NJS Operations Officer (OPS) shall attend this one-week course.
- 2. Military Justice and Litigation Required Training.
- a. The following specific training requirements are based on NLSC billet and experience as designated below. See references (b) and (j) for further discussion.
- b. NJS Military Justice Orientation Course (MJOC). Per reference (j), all JAs assigned as core trial and defense counsel shall attend this two-week basic level course required for Navy

JAs assigned for the first time to Article 120 (sexual assault) cases as trial counsel or defense counsel.

- c. NJS Defending Sexual Assault Cases (DSAC) Course. All JAs assigned to or going to a Defense Service Office (DSO) shall attend this one-week course designed for intermediate level litigators focused on defending persons accused of sexual offenses at court-martial.
- d. NJS Prosecuting Special Victims Cases (PSVC) Course. All JAs assigned to or going to a Region Legal Service Office (RLSO) trial department shall attend this one-week course designed for intermediate level litigators focused on various aspects of prosecuting cases with special victims. This course assists in meeting Special Victims Investigation and Prosecution (SVIP) certification requirements set forth in reference (c).
- e. NJS Senior Counsel Manager's Course. All JAs assigned to litigation leadership roles shall attend this one-week course designed to prepare senior trial and defense counsel for a supervisory role. Assistant senior trial and defense counsel may attend as funding is available and at the discretion of NLSC leadership.
- f. NJS Victims' Legal Counsel Certification (VLCC) Course. A one-week course required for all JAs assigned as Victim's Legal Counsel (VLC) or going to a VLC billet. Attendance at other services' victims' counselor courses may fulfill this requirement, specifically the USAF Jag School Special Victims' Counsel Course and The Judge Advocate General Legal Center and School (TJAGLCS) Special Victims' Counsel Course.
- g. Elective Courses. The following elective courses will be distributed to various JAs to ensure sufficient expertise across the enterprise and to enhance individual professional development: NJS Classified Information Litigation Course, TJAGLCS Intermediate Trial Advocacy Course, and TJAGLCS Military Justice Leaders Course. Additionally, as funding is available and in the discretion of NLSC leadership, litigation counsel may attend a variety of courses provided by civilian organizations and institutions, including courses provided by the Department of Justice's National Advocacy Center, the Federal Law Enforcement Training Centers and the National District Attorney's Association for trial counsel and the National Criminal Defense College, the Bronx Defenders, the New York Legal Aid Society, and the National Association of Criminal Defense Lawyers for defense counsel.

3. Military Judge/Judiciary Required Training.

- a. Trial and appellate judge training will be overseen by the Judge Advocate General, the Chief Judge of the Department of the Navy (AJAG 05), the Chief Judge of the Navy-Marine Corps Court of Criminal Appeals and the Chief Judge of the Navy-Marine Corps Trial Judiciary (NMCTJ), as applicable
- b. TJAGLCS Military Judge Certification Course. A three-week course required for all new trial and appellate military judges per references (f) and (g).
- c. Joint Military Judge Advocate Training. Mandatory annual joint Continuing Legal Education (CLE) training for active duty and reserve military trial judges of all services. This course is designed to increase the professionalism of the trial judiciary, enhance their

understanding of judicial methodology and criminal law topics, and enhance their expertise in presiding over complex motion practice and trials. The Chief Trial Judges of the Air Force and the NMCTJ alternate responsibility for hosting this training.

- d. Sexual Assault Training for Military Judges. Annual training for Navy and Marine Corps active duty and reserve trial judges designed to increase trial judge's understanding of judicial methodology in sexual assault cases and of criminal law topics concerning sexual assault and to enhance their expertise in presiding over motion practice and trials related to sexual assault.
- e. Fulton Conference. Annual joint CLE training and symposium for active duty and reserve appellate judges of all services. This conference addresses a wide variety of appellate legal topics. The Service Criminal Courts of Appeal rotate the responsibility for hosting this conference.
- f. Elective Courses. As funding is available and in the discretion of the AJAG 05, trial judges are encouraged to enroll in a variety of courses available from the National Judicial College and appellate judges are encouraged to enroll in courses available through the Appellate Judges Education Institute.

4. Staff Judge Advocate Required Training.

- a. NJS Basic Staff Judge Advocate (BSJA) Course. A one-week course required for first-time Staff Judge Advocates (SJA) providing command services and military justice advice to commanders at the grades of O-4 through O-6, including all O-3 JAs assigned as a deputy or principal SJA to a Special Court-Martial Convening Authority, a deputy or assistant SJA to a General Court-Martial Convening Authority's SJA office, as a member of the RLSO command services department, or assigned to an OJAG office with similar SJA responsibilities.
- b. NJS Intermediate Staff Judge Advocate (ISJA) Course. A one-week course required for O-3 and O-4 JAs assigned as SJAs advising flag officers. The NJS BSJA is a pre-requisite for this course.
- c. NJS Advanced Staff Judge Advocate (ASJA) Course. A three-day course required for O-6 SJA and O-6 Select SJAs advising flag officers in grades of O-8 through O-10. O-5 SJAs will be by invitation only depending upon the billet and principal the SJA is serving.
- d. NJS Ethics Counselor Certification (ECC) Course. A three-day course required for SJAs serving in or will be serving in billets designated agency ethics counselors unless they have previously attended the course or a similar course within the last two years. Open to all ranks. Attendance at other services' ethics counselor courses may fulfill this requirement, specifically, Department of Defense Standards of Conduct Office (DoD SOCO) ethics course or the TJAGLCS Ethics Counselor Course.
- e. Elective Courses. The following elective course will be distributed to various JAs to ensure sufficient expertise across the enterprise and to enhance individual professional development: TJAGLCS Fiscal Law Course.

- 5. National Security Law Required Training. See references (d) and (e) for further discussion.
- a. NJS Law of Naval Operations (LONO) Course. A one-week course required for all JAs going to or assigned to billets requiring the analysis and provision of advice on national security law and operational law matters.
- b. NJS Information Warfare Law Training (IWLT) Course. A one-week course required for any SJA going to or assigned to billets requiring the analysis and provision of advice on information warfare to include military information support operations, military deception, covert action analysis, electronic warfare, intelligence law, and cyberspace operations.
- c. Advanced Cyber Law Course. A one-week course required for senior SJAs prior to their assignment involving analysis and provision of advice on cyberspace operations, cyber law, information operations, intelligence law, space operations, and general national security law.
- d. Advanced National Security Law Course. A three-day course tailored for senior SJAs prior to their assignment providing an opportunity to discuss challenging aspects of current operations and their legal implications involving topics such as trans-regional contingencies, electronically-denied environments, sensitive intelligence collection, unmanned or autonomous systems, cyber-enabled operations, covert action, and challenges in the space domain.
- e. Elective Courses. The following elective courses will be distributed to various JAs to ensure sufficient expertise across the enterprise and to enhance individual professional development: TJAGLCS LOAC Course, TJAGLCS Domestic Operations Law Course, TJAGLCS Intelligence Law Course, USAF JAG Cyber Law course, TJAGLCS Fiscal Law Course.

6. Environmental Law Required Training.

- a. All JAs are required to have attended the NJS BSJA and ISJA courses before being assigned as a first-tour environmental counsel. JAs practicing environmental law generally begin practice in this area at the intermediate phase of their career continuum.
- (1) All JAs assigned as first-tour environmental counsel are encouraged to attend, to the extent courses are reasonably available and subject to mission requirements: the USAF JAG School Basic Environmental Law Course; the Naval Civil Engineer Corps Officer School's (CECOS) NEPA Application (classroom if offered, or webinar); CECOS' Advanced Environmental Law (Coastal and Ocean Resource Law) (classroom); CECOS' Introduction to Cultural Resources Management Laws and Regulations (classroom if offered, or webinar); CECOS Health & Environmental Risk Communication (webinar); the DoD Environment Safety and Occupational Health Network Information Exchange's (DENIX) Sikes Act Basics/Implementation (classroom if offered, or online modules); DENIX's Endangered Species Act Course (classroom if offered, or online modules); NOAA Office for Coastal Management's Coastal Zone Management Act 101 (online modules); and, the Advisory Council on Historic Preservation's Section 106 Essentials (classroom).
- (2) All JAs assigned as second-tour environmental counsel are encouraged to attend, to the extent courses are reasonably available and subject to mission requirements: the USAF JAG

School Advanced Environmental Law Course; the Naval Civil Engineer Corps Officer School's (CECOS) Advanced Environmental Law (Strategic Environmental Planning) (classroom); CECOS' Advanced Environmental Law (Coastal and Ocean Resource Law) (classroom); CECOS' Advanced Historic Preservation Law and Section 106 Compliance (classroom); CECOS' Natural Resources Management and Compliance (classroom); CECOS' Health and Environmental Risk Communication (classroom or webinar); the DoD Environment Safety and Occupational Health Network Information Exchange's (DENIX) Sikes Act Implementation (classroom if offered, or online modules); NOAA Office for Coastal Management's Federal Consistency Training (if offered); and, the Advisory Council on Historic Preservation's Section 106 Agreements Seminar (classroom).

- b. JAs assigned to a billet managing Navy projects in the Pacific Northwest, Hawaii, or Alaska are highly encouraged to attend DENIX's American Indian, Native Hawaiian, or Alaska Natives Cultural Resources Courses (classroom), which include cultural communication and conflict resolution training.
- c. After completion of multiple tours practicing environmental law, JA's entering into senior environmental law billets should seek refresher training as needed. Senior environmental JAs are also encouraged to attend, and provide instruction to, intermediate and advanced courses to impart guidance and experience to junior environmental practitioners in attendance.
- d. In addition, the practice of environmental law includes significant interdisciplinary team collaboration with stakeholders and civilian experts within the Navy and, therefore, attendance in a leadership course such as the Naval Postgraduate School (NPS) Center of Executive Excellence's Navy Senior Leader Seminar, is highly recommended.

7. Legal Assistance Attorney Required Training.

- a. TJAGLCS Legal Assistance (LA) Course. All LA second tour counsel or beyond and RLSO LA Department Heads (DH) and Branch OICs shall attend this one-week course as current resources and course quotas permit. For FY22, it is acknowledged that available quotas and resources cannot fulfill this as a requirement. Consideration for additional funding, quotas or stand-up of a Navy-sponsored course should be considered in future fiscal years.
- b. Elective Courses. The following elective courses will be distributed to various JAs to ensure sufficient expertise across the enterprise to meet certain statutory requirements in the areas of providing legal assistance to victims of domestic violence, the exceptional family member program (EFMP) and to enhance individual professional development: LA for Domestic Violence and Sexual Assault victims, EFMP training symposium.

LEGALMAN (LN) CAREER CONTINUUM TRAINING REQUIREMENTS

- 1. LN Accession Course. All LNs must complete the accessions-level training in order to convert to the LN rating per reference (h).
- 2. LN Paralegal Education Program (LPEP). Requires and funds all LNs to complete an Associate Degree in Paralegal Studies as outlined in references (h) and (i).
- 3. First Tour Phase for LN. LN Professional Qualification Standards (PQS) requires completion of LN rating PQS prior to engaging in mid-level phase training per reference (a).
- 4. Mid-Level Phase for LN. LN Mid-Level Phases I and II completion required for any LN prior to being assigned for Independent Duty per reference (a).
- 5. NJS Basic SJA Course. Required for any LN being assigned or serving in an Independent Duty billet or in any SJA office.
- 6. NJS Intermediate SJA Course. All LNs assigned to or going to a flag SJA legal office and serving in a leadership role are encouraged to attend this course.
- 7. Paralegal Litigation Support Course. A one-week course for all LNs assigned to a DSO or RLSO Trial department billet per reference (a). LNs should plan or consider attending course prior to reporting to DSO or RLSO Trial assignment.
- 8. NJS Defending Sexual Assault Cases (DSAC) Course. All LNs assigned to or going to a Defense Service Office (DSO) are encouraged to attend this one-week course designed for intermediate level litigation personnel focused on defending persons accused of sexual offenses at court-martial.
- 9. NJS Prosecuting Special Victims Cases (PSVC) Course. All LNs assigned to or going to a Region Legal Service Office (RLSO) trial department are encouraged to attend this one-week course designed for intermediate level litigation personnel focused on various aspects of prosecuting cases with special victims.
- 10. LN Litigation Law Office Manager Course. All LNs assigned a leadership role in a trial service or defense service office shall attend this one-week course to assist senior enlisted leadership in understanding expectations regarding case management and the military justice system in order to more effectively execute the daily mission of trial and defense litigation departments.
- 11. Legal Assistance Course. LNs, who manage legal assistance offices or perform duties in supervisory positions requiring knowledge in legal assistance area of law should attend as quotas and funding are made available.
- 12. USAF Operations Law Course. LNs who manage Fleet legal offices and participate in military exercises are encouraged and should request attendance to receive introduction to the fundamentals of operations and international law and attend as quotas and funding are made available.

- 13. NJS Ethics Counselor Certification Course. LNs who manage legal offices for Certified Ethics Counselor are encouraged and should request attendance as quotas and funding are made available. Attendance at other services' ethics counselor courses may fulfill this requirement, specifically, Department of Defense Standards of Conduct Office (DoD SOCO) ethics course or the TJAGLCS Ethics Counselor Course.
- 14. NLEC Senior LN Leadership Course. A one-week course required for LN within three years of selection for LNC/E-7.
- 15. NLSC P-TRIAD course. All LNs detailed as Senior Enlisted Leaders shall attend shall attend this one-week course.
- 16. Elective Courses: USMC Court Reporter course; USMC Ethics for Paralegals course; NJS Paralegal Research and Writing course; NJS Legal Officer course, Freedom of Information Act training, and USAF Operations Law Course.

ABBREVIATIONS

ASJA – Advanced Staff Judge Advocate

BSJA – Basic Staff Judge Advocate

DIVOLC - Division Officer Leadership Course

DOMOPLAW - Domestic Operations Law

DSAC - Defending Sexual Assault Cases

DSO - Defense Service Office

ECC - Ethics Counselor Course

ISJA - Intermediate Staff Judge Advocate

IWLT – Information Warfare Law Training

LN – Legalman

LOAC - Law of Armed Conflict

LONO - Law of Naval Operations

MJOC - Military Justice Orientation Course

NJS - Naval Justice School

NLEC - Navy Leadership and Ethics Center

NLEC ILC - Navy Leadership and Ethics Center Intermediate Leader Course

NLEC SLC - Navy Leadership and Ethics Center Senior Leader Course

NLEC PCO/PXO – Navy Leadership and Ethics Center Prospective Commanding/Executive Officer

NLSC - Navy Legal Services Command

NLSC P-Triad - Navy Legal Service Command Prospective Triad

PDH - Prospective Department Head

PDO - Professional Development Officer

PSVC – Prosecuting Special Victims Cases

RLSO - Region Legal Service Office

SJA - Staff Judge Advocate

SOCO - Standards of Conduct Office

TJAGLCS - The Judge Advocate General Legal Center and School

USAF - United States Air Force

VLCC – Victim's Legal Counsel Course